

1 Michael L. Whitcomb (CA State Bar No. 86744)
2 Robert C. Bylsma (CA State Bar No. 148883)
3 UNION PACIFIC RAILROAD COMPANY
4 LAW DEPARTMENT
5 10031 Foothills Boulevard, Suite. 200
6 Roseville, CA 95747-7101
7 Telephone: (916) 789-6400

8 Kenneth W. Lund (*Pro hac vice* application to be submitted)
9 Michelle Younkin (CA State Bar No. 215246)
10 HOLME ROBERTS & OWEN LLP
11 560 Mission Street, 25th Floor
12 San Francisco, CA 94105
13 Telephone: (415) 268-2000
14 Facsimile: (415) 268-1999

15 Attorneys for Counter-Defendant
16 Union Pacific Railroad Company

17 UNITED STATES DISTRICT COURT
18 NORTHERN DISTRICT OF CALIFORNIA
19 SAN FRANCISCO

20 UNIVERSAL PARAGON CORPORATION, a
21 Delaware corporation, and SUNQUEST
22 PROPERTIES, INC., a California corporation,
23 Plaintiffs,

24 v.

25 INGERSOLL-RAND COMPANY LIMITED, a
26 Bermuda corporation; INGERSOLL-RAND
27 CORPORATION, a New Jersey corporation;
28 SCHLAGE LOCK COMPANY, a California
corporation; and TOUCH-PLATE
INTERNATIONAL, INC., a California
corporation,
Defendants.

CASE NO. C 05 3100 MJJ
Order granting:
**STIPULATION REGARDING UNION
PACIFIC RAILROAD COMPANY'S
ANSWER TO DEFENDANTS'
COUNTERCLAIM**
(Civil L.R. 5 & 6-1(a))

1 INGERSOLL-RAND COMPANY, a New
2 Jersey corporation and SCHLAGE LOCK
3 COMPANY, a California corporation,

4 Counter-Claimants,

5 v.

6 UNIVERSAL PARAGON CORPORATION, a
7 Delaware corporation; SUNQUEST
8 PROPERTIES, INC., California corporation, and
9 UNION PACIFIC RAILROAD COMPANY, a
10 Delaware corporation,

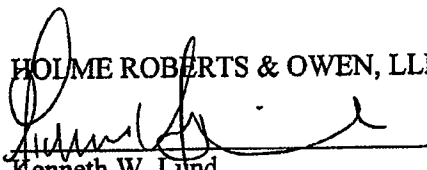
11 Counter-Defendants.

12 Defendant and counter-claimant Ingersoll-Rand Company, defendant and counter-
13 claimant Schlage Lock Company, defendant and counter-claimant Touch-Plate International, Inc.
14 and counter-defendant Union Pacific Railroad Company, by and through their respective counsel
15 hereby stipulate as follows:

16 Counter-defendant Union Pacific Railroad Company shall have up to and including
17 Friday, February 17, 2006, in which to file its responsive pleading to Defendants' Counterclaim.

1 Dated: February 9, 2006

HOLME ROBERTS & OWEN, LLP

2 
Kenneth W. Lund

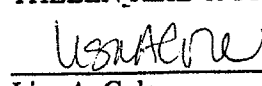
3 Michelle Younkin

4 Attorneys for Defendant, Counter-Claimant and Third
Party Plaintiff

5 UNION PACIFIC RAILROAD COMPANY

6
7 Dated: February 9, 2006

THELEN REID & PRIEST, LLP

8 
Lisa A. Cole

9 Attorneys for Defendant, and Counter-Claimant

10 INGERSOLL-RAND COMPANY; SCHLAGE LOCK
11 COMPANY; and TOUCH-PLATE INTERNATIONAL
12 INC.

13
14 It is so ordered,

15
16 2/10/2006



PROOF OF SERVICE

STATE OF CALIFORNIA, CITY AND COUNTY OF SAN FRANCISCO

I am employed in the office of Holme Roberts & Owen in San Francisco, California. I am over the age of eighteen years and not a party to the within action. My business address is 560 Mission Street, 25th Floor, San Francisco, CA 94105.

On February 9, 2006, I served the foregoing documents described as:

STIPULATION REGARDING UNION PACIFIC RAILROAD COMPANY'S ANSWER TO DEFENDANTS' COUNTERCLAIM

on the interested party in this action by placing a true and correct copy thereof enclosed in a sealed envelope addressed as follows:

Aron K. Liang
Joseph W. Cotchett
Philip L. Gregory
Cotchett Pitre Simon & McCarthy
San Francisco Airport Office Center
840 Malcolm Road
Suite 200
Burlingame, CA 94010
650.697.6000
650.697.0577 fax
aliang@cpsmlaw.com
Attorneys for:

**Plaintiffs Universal Paragon Corporation;
and Sunquest Properties Inc.**

Lisa A. Cole
Thelen Reid & Priest, LLP
225 West Santa Clara Street
12th Floor
San Jose, CA 95113
408.292.5800
408.287.8040 fax
lcole@thelenreid.com
Attorneys for:

**Defendants/Counterclaimants:
Ingersoll-Rand Company; Schlage Lock
Company; and Touch-Plate International,
Inc.**

☒ BY EMAIL: I communicated such document via e-mail to the addressees' email address as indicated above.

☐ (STATE) I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

☒ (FEDERAL) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on February 9, 2006 at San Francisco, California.

/s/

Molly Morris